

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Nikki Carlson,

Case No. _____

Plaintiff,

vs.

Notice of Removal

Wells Fargo Bank, N.A.,

Defendant.

TO: Plaintiff and her attorneys, Andrew C. Walker and Bennett Hartz, Walker & Walker Law Offices, PLLC, 4356 Nicollet Avenue South, Minneapolis, MN 55409.

Under 28 U.S.C. § 1446, defendant Wells Fargo Bank, N.A. (hereinafter “Wells Fargo”), hereby gives notice of the removal of the above-entitled action to the United States District Court for the District of Minnesota, and in support of the Notice of Removal states as follows:

1. On or about May 1, 2019, Plaintiff commenced an action against Wells Fargo in Dakota County District Court entitled *Nikki Carlson v. Wells Fargo Bank, N.A.* (the “State Action”). A copy of the Complaint in the State Action is attached to this Notice of Removal.

2. Copies of all other process, pleadings, and orders served on Wells Fargo in the State Action, if any, are attached collectively to this Notice of Removal.

3. The United States District Court for the District of Minnesota has original jurisdiction over this action under 28 U.S.C. § 1331. The Court has federal-question jurisdiction under 28 U.S.C. § 1331 because Plaintiff alleges that Wells Fargo violated

the Telephone Consumer Protection Act (“TCPA”), 47 U.S.C. § 227 *et seq.* See *Mims v. Arrow Financial Services, LLC*, 132 S. Ct. 740 (U.S. 2012) (holding that the TCPA’s permissive grant of jurisdiction to state courts does not deprive the U.S. District Courts of federal-question jurisdiction over private TCPA suits).

4. This Notice of Removal is filed within 30 days after service of the Summons and Complaint on Wells Fargo.

5. The United States District Court for the District of Minnesota is the District Court for the district embracing the entire state of Minnesota, where the State Action is currently pending. See 28 U.S.C. § 103. Venue is therefore proper in this district under 28 U.S.C. § 1441(a).

6. Wells Fargo expressly reserves its right to raise all defenses and objections to Plaintiff’s claims after the action is removed to the above Court.

Dated: May 30, 2019

s/ Jessica Z. Savran
Jessica Z. Savran (#0348983)
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